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8 Attorneys for Finley River LLC
9 Hillcrest Mining Company, LLC and
Hi-Tech Exploration, LTD

10 IN THE UNITED STATES BANKRUPTCY COURT
11 FOR THE DISTRICT OF NEVADA

12 IN RE:

Case No. BK-N-13-50301-MKN

Chapter 11

14 RODEO CREEK GOLD, INC.

**OBJECTION TO PROPOSED CURE
AMOUNT**

16 Debtor.

Hearing Date: May 2, 2013

Hearing Time: 1:30 p.m.

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20 Finley River Company, LLC (Finley River), Hillcrest Mining Company, LLC
21 (Hillcrest) and Hi-Tech Exploration, LTD (Hi-Tech), by and through their counsel, J.
22 Craig Demetras, of Demetras & O'Neill, hereby file their objection to the cure amount
23 and the assumption, assignment and cure procedures proposed within the *Notice of*
24 *Possible Sale, Assumption, and Assignment of Certain Unexpired Leases and Executory*
25 *Contracts and Sale Hearing* (the "**Notice**"). (Doc.# 121). In support of their opposition,
26 Finley River, Hillcrest and Hi-Tech represent as follows:

27 1. On April 4, 2013, Finley River, Hillcrest, and Hi-Tech filed their Reservation
28 of Rights (Doc. 325) in which they requested insertion of language in the DIP post-

petition financing order which would reserve their rights concerning the nature, extent and amount of their claims in the bankruptcy case. The Reservation of Rights and the attached exhibits are hereby incorporated by reference.

2. After notice and a hearing, on April 8, 2013, the Court entered a Final Order on the postpetition financing (Doc #342) which included the requested reservation of rights (Doc. #342, Royalty Claimant Claims, paragraph 33).

3. The Notice has listed the following claimants and cure amounts:

a. Finley River Company, contract id. 261, Memorandum Agreement, cure amount \$0.00;

b. Finley River Company, contract id. 131, Royalty Agreement, cure amount \$181,758.00;

c. Finley River Company, contract id. 262, Lease Agreement, cure amount \$0.00.

d. Hi-Tech Exploration, contract id. 140, Memorandum of Agreement, cure amount \$0.00;

e. Hi-Tech Exploration, contract id. 264, Lease Agreement, cure amount \$0.00;

f. Hillcrest Mining Co., contract id 141, 1) Royalty Agreement, 2) Amendment to Auric - Hillcrest Mineral Lease and Assignment of Interest, and 3) Amendment and Ratification of Mining Lease and Sublease, cure amount \$181,758;

g. Hillcrest Mining Co, contract id 263, Lease Agreement, cure amount \$0.00

h. Hillcrest Mining Col, contract id 260, Memorandum of Agreement, cure amount \$0.00.

4. As stated in their *Reservation of Rights* (Doc. #325), Hillcrest, Finley River, and Hi-Tech have asserted their separate property interests are not property of the estate and may not be treated as executory contracts which can be rejected, cured, assumed, assigned, or affected in any way by these bankruptcy proceedings.

